

**UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK**

)	
Gary A. Hebda and Deborah L. Hebda,)	
)	NOTICE OF MOTION TO DISMISS
Plaintiffs,)	
)	
vs.)	1:14-cv-4318 (LTS) (HBP)
)	
Davis Selected Advisers, L.P., and)	
Davis Selected Advisers-NY, Inc.,)	ORAL ARGUMENT REQUESTED
)	
Defendants.)	
)	

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Defendants’ Motion to Dismiss the Complaint, the Declaration of Stephen G. Topetzes and accompanying exhibits, and all other papers and proceedings herein, Defendants Davis Selected Advisers, L.P. and Davis Selected Advisers-NY, Inc. (together “Defendants”) will move this Court, before the Honorable Laura T. Swain, United States District Judge for the Southern District of New York, on a date and time to be set by the Court, for an Order dismissing the Complaint with prejudice pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure. The basis for the motion is set forth in the accompanying memorandum of law.

Pursuant to the individual practices of the Honorable Laura T. Swain, Defendants certify, through counsel, that they have used their best efforts to informally resolve the matter contained in this submission.

Dated: August 25, 2014
New York, New York

Respectfully Submitted,

K&L GATES LLP

By: /s/ Joanna A. Diakos

Joanna A. Diakos
599 Lexington Ave.
New York, NY 10022
Tel: (212) 536-3900
Fax: (212) 536-3901
Email: joanna.diakos@klgates.com

Stephen G. Topetzes (*pro hac vice* forthcoming)
Jeffrey B. Maletta (*pro hac vice* forthcoming)
Nicholas G. Terris (application pending)
Nicole A. Baker (*pro hac vice* forthcoming)
Amy J. Eldridge (*pro hac vice* forthcoming)

K&L Gates LLP
1601 K Street NW
Washington, D.C. 20006
Tel: (202) 778-9000
Fax: (202) 778-9100
Email: stephen.topetzes@klgates.com
jeffrey.maletta@klgates.com
nicholas.terris@klgates.com
nicole.baker@klgates.com
amy.eldridge@klgates.com

Attorneys for Defendants